

## FORSKEN FIANCÉ WISHES BRIDE JOY

'Sweetest Ever' Is Note of Congratulation Received by Mrs. Kate Stevens Fagan.

## PLANNING A TRIP SOUTH

Young Bridegroom Still Is Undecided About Going Back to College.

A most interesting document received yesterday by Mrs. Kate Stevens Fagan, youthful bride of Richard Fagan, Dartmouth College student with whom she eloped, was not a certified copy of her father's will, but a letter of congratulation from the man—said to be an Atlantic City physician—to whom she was reported to have been engaged.

When the minister arrived at the couple were leaving their hotel for a shopping tour, preparatory to a trip South.

"Oh, look, Dick," she exclaimed. "Isn't this just the sweetest ever?"

Dick looked and nodded.

"I guess we better get started," he said.

Nothing was heard from any one of the dozen or more lawyers Mrs. Fagan's father, the late Calvin Stevens, was in the habit of employing from time to time concerning a will. Mr. Stevens died last March, apparently without making provision for the distribution of his estate, valued at least at a million and a half, and possibly as much as \$15,000,000.

Mrs. Fagan will get her share in any event and she is not worrying anyway because her grandfather provided for her before he died, several years ago.

The plans of the young Fagans are not worked out yet. "Dick," as his classmates at Dartmouth call him, started out to become a mining engineer, but his marriage was not calculated upon when he began. He is inclined now to think a practical mining man is perhaps the thing after all—particularly if he is equipped with a young and beautiful wife. Consequently Fagan proposes to find a job after the interrupted honeymoon is finished and after a trip to Virginia and Texas.

Mr. Fagan let it be known that he and his bride may just pack up and take a train to Colorado, where he could enter the Colorado School of Mines to finish his course.

## WAITING IN SHACK FOR TUNNEL TO EVICT THEM

Molenoars Defy Order of Contractor to Move.

William Molenoar and his son, Wilfred, who claim title to \$100,000,000 worth of real estate in the city, are in the upper Harlem sections as the heirs of William Molenoar, who died in 1812, expected a tunnel to be driven yesterday under the frame shack in which they have been living for a year or more near 15th street and Broadway. Nothing happened, however, and last night the Molenoars remained in possession of the fifty foot strip which is all they have of the large estates they say are theirs.

Title to this strip is claimed by William Norton, a contractor, who has begun excavating for a small building which he says he intends to erect there. Wilfred declared he would not offer physical resistance if Norton's men began work again, but would take the matter into the courts. The case has been before the courts many times, but each time the decision has been against the Molenoars family.

## BROOKLYN BANDITS GET LONG SENTENCES

One Receives 20 Year Term and Another 18 Years.

Eleven days ago four bandits robbed Henry C. Hansen's jewelry store at 776 Flatbush avenue, Brooklyn, of \$5,000 in jewelry and then assaulted the proprietor and his assistant. Yesterday all four were sent to Sing Sing prison for long terms by County Judge Martin in Brooklyn.

Sam Jones, 19, of 3210 Avenue A, Brooklyn, who planned the holdup and assaulted Hansen, was given twenty years.

"You're lucky you are not here for murder," remarked Judge Martin. Thomas Rooney, 26, of 85 Bowers, who said when arrested that he entered the jewelry store to "get money," was sentenced to eighteen years.

Lawrence Lippi, 19, of 283 Dahill road, Brooklyn, was sentenced to from ten to twenty years and Barney Lifkin, 17, of 3712 Fifteenth avenue, to from five to ten years.

## MOTHER-IN-LAW FIGHTS SON-IN-LAW IN COURT

Action Centres Around Decedent Wife's \$17,000 Estate.

Mrs. Catherine Greer of 74 Jefferson street, Brooklyn, declared in an affidavit filed yesterday in the Surrogate's Court, Brooklyn, that she and other members of her family were giving from Emanuel G. Psaki's home when his wife, Evangelina, Mrs. Greer's daughter, died on March 8 last. District Attorney Lewis is investigating the circumstances of Mrs. Psaki's death. She died at 7008 Bay Parkway, Brooklyn, after an operation.

Her mother's affidavit was filed with her application to Surrogate Wingate for letters of administration for the daughter's estate, amounting to about \$17,000. Mr. Psaki, the husband, opposed his mother-in-law's application, saying he had not renounced his right to such letters.

## ETHER SCARE UNWARRANTED.

Expert Finds Only Fifteen Children Affected in Westfield.

Special Despatch to THE NEW YORK HERALD, Albany, April 25.—Declaring that the good name of the town of Westfield, of pure food fame, had been damaged by widespread publicity attending the charges that parents there were giving ether to their children, Dr. Hermann G. Lythgoe, director of the division of food and drugs of the State Department of Health, today made public the results of his investigation.

While finding that ether has been given to several children, Dr. Lythgoe condemns the attitude of the local health authorities by saying they "unfortunately chose the unsatisfactory procedure of publicity first, investigation afterward."

Dr. Lythgoe states that the evidence hardly constitutes a public health problem.

## MARRIAGE LICENSE NOW \$2.

The cost of matrimony took another leap yesterday when the law signed by Gov. Miller Saturday increasing the fee for marriage licenses from \$1 to \$2 went into effect. Those who intended to make the plunge went right ahead, however, clerks at the marriage license bureau said.

## TO DISCUSS NEED OF PILCHER OFFICE PROBE

Hewitt to Talk It Over With Governor on Thursday.

Special Despatch to THE NEW YORK HERALD, Albany, April 25.

Gov. Miller will discuss with Senator Hewitt, chairman of the Senate Finance Committee, on Thursday the question of investigating the office of State Architect Lewis F. Pilcher. Senator James E. Towne of Dutchess county in the closing days of the Legislature introduced a resolution calling for such an investigation, but it was killed in the Assembly Rules Committee.

Representatives of the State Architect's office have declared since that because of the smoke that has been caused by the Towne resolution an investigation would be welcomed to clear it away.

## SENATOR VOTED DRY; HAD \$40,000 BOOZE

Strong on Righteousness in Home Town but Keeps Cellar Full.

Special Despatch to THE NEW YORK HERALD, Washington, D. C., April 25.

A United States Senator who voted for the Eighteenth Amendment to the Constitution stocked his cellar with \$40,000 worth of liquor to provide against the long dry spell, according to a letter received today by Representative John Philip Hill of Maryland, author of the bill to repeal the Volstead law. The letter is signed J. C. Coleman, real estate dealer, 217 West 125th street, New York, who says he knows the Senator, but does not reveal his name. The letter reads:

"I am glad that you introduced a bill to repeal the Volstead act. I trust there are enough other red blood Americans in Congress to put the bill through."

"Why should the rich man have his cellar filled with good liquor to last him and his friends the balance of their lifetime and the poor man not get a glass of good beer after a hard day's work?"

"I am acquainted with a United States Senator who voted for the Eighteenth Amendment and who in his own home is held up as a shining light for all that is good and righteous, but this same man stocked his cellar with \$40,000 worth of liquor just before prohibition went into effect at the old price."

"Can you think he or his friends are going dry? I am an American. My ancestors date back to the signing of the Declaration of Independence. Every one of my father's and mother's family served in the civil war and my father died from injuries received in that war."

"I served in the Spanish-American war and in the chemical warfare service during the world war, and I stand for all laws and rights of the American Constitution, but I also believe in all men having an equal right."

## STATE BONUS MONEY TO BE PAID AT ONCE

Commission Will Not Wait for \$25,000,000 Bond Issue.

Special Despatch to THE NEW YORK HERALD, Albany, April 25.

The State Soldier Bonus Commission which is to distribute the \$45,000,000 authorized by the people at the last election to the 400,000 eligible world war veterans in this State organized here tonight. Gov. Miller signed the bill creating the commission Saturday. It is composed of J. Lewis Kincaid, adjutant-general; James A. Wendell, comptroller, and Charles D. Newton, attorney-general.

The commission expects to be ready to receive applications for the bonus by June 1. Application blanks, which already have been prepared, were approved. In the distribution of the blanks the commission will call to its aid the services of American Legion posts, the Red Cross, women's auxiliaries of war organizations and other such bodies. It is believed that a big saving will be effected in this way.

The commission will distribute the money immediately, not waiting for the issuance of the \$25,000,000 in bonds which are to be floated by the comptroller to provide funds. Adjutant-General Kincaid said there is ample money in the treasury to take care of the first batch of applications. The comptroller could then wait to issue the bonds at the best market value.

One hundred and fifty thousand dollars was appropriated for the commission, which will soon announce its office force. Headquarters will be established in this city, probably in the offices of the Military Training Commission, which goes out of existence July 1.

## WHITMAN TAKES UP CRAIG'S COAL PROBE

Comptroller Angry When He Gets Subpoena to Inform Grand Jury About It.

## MUST PRODUCE RECORDS

Question of Authority and Interference With a Charter Function Raised.

Former Gov. Charles S. Whitman, special assistant to the District Attorney, ordered a Grand Jury investigation yesterday into the Board of Education coal contracts for 1920 and 1921, there by drawing upon his head the ire of Comptroller Charles L. Craig, who already is conducting such an investigation and has held up payment of \$1,200,000 upon the contracts.

The first notice the Comptroller had of Mr. Whitman's interest in the matter was when he received a subpoena duces tecum from the former Governor, asking him to appear at a John Doe hearing and take with him all the information he had bearing upon the contracts.

When Mr. Craig read the subpoena, he said, among other things, that Mr. Whitman was exceeding his authority, was interfering with the Comptroller's performance of his duty and that he did not know anything about the coal contracts anyway until he read about this in the newspapers.

Mr. Craig, nevertheless, accompanied by a considerable retinue of clerks bearing armfuls of contracts, records and other documentary evidence, will appear before the Grand Jury this morning, he announced last night.

"The Charter imposes upon the Comptroller," Mr. Craig's announcement continued, "the duty of examining under oath any person or persons who seek the payment of money out of the public treasury in regard to matters concerning which the Comptroller has any question or doubt. It does not seem to me that the Fund Law contemplates that this duty, which was imposed upon the Comptroller under the legislation passed at the instance of Samuel J. Tilden in 1873 as the result of the transactions of the so-called Tweed ring, shall be interfered with or obstructed by a general or special or extraordinary grand jury of any kind, or of the District Attorney or any of his deputies or appointees."

"Up to the present time, it does not seem to me that the results attained by Gov. Whitman as a Special Assistant District Attorney justify any such interference in the work of the Department of Finance. Any information that Gov. Whitman might obtain in a grand jury proceeding would be of no aid whatever to the Comptroller in the performance of his duties in the disbursement of public funds. On the other hand, when the Comptroller's examinations are finished they are public property and are available for any proper purpose."

## CIVIL SERVICE REFORM BLOCKED, IS CHARGE

Legislature Accused of Breaching Down Safeguards.

Special Despatch to THE NEW YORK HERALD, Albany, April 25.

Amendments passed by the Legislature in its last hours open the way for complete reorganization of the State labor department and provide for the creating of new bureaus without civil service restrictions. Advocates of civil service reform charge that the Legislature has taken a long step backward in breaking down civil service safeguards. That is denied by State officials, who say it is necessary to have certain latitude in organizing the new departments.

The bill amending the labor bureau law gives to the Commissioner power to transfer officers and employees from their positions to other positions in the department or abolish or consolidate such positions and remove any officer and employee from the department. The employees are frightened by the prospect that their jobs are in danger.

Officials who are reorganizing the department say it would be impossible to get rid of useless jobs without such authority. The only exceptions made is that soldiers who were honorably discharged cannot be removed.

## APPEAL IN PHONE CASE.

City to Press for Injunction Against Increase.

John P. O'Brien, Corporation Counsel, announced yesterday that he will appeal at once to the Appellate Division from the decision of Justice Lehman of the Supreme Court, denying the city's application for an injunction against the Public Service Commission's order permitting an increase in telephone rates for local service in New York city.

The Corporation Counsel said that the public did not have ample opportunity to be heard before the commission, and that he expects the higher court's decision to have an important bearing upon the extent to which the commission must hear evidence before acting.

## LAUGHING JACKASS AT ZOO SCORNS DAYLIGHT SAVING

Gift From Martin Johnson Is a Bird in More Ways Than One—Starts His Noise Making Early to Disgust of Many.

Denial was made yesterday at the Central Park Zoo that any steps will be taken to punish the Zoo's newest and loudest mouthed inhabitant, the laughing jackass, because he is falling to comply with the Board of Aldermen's daylight saving schedule.

Despite his name the laughing jackass is a bird, and in more ways than one. He has been called other things. Every day about an hour before sunrise he gives vent to a noise like an alarm clock, venting its spleen, plus a boiler factory and three New York newboys.

Listen to what Martin Johnson, fellow voyager with Jack London on the cruise of the Shark, and donor of the bird, says about his present, which came from Australia.

"The laughing jackass starts laughing about an hour before sunrise and sounds as though a troop of fiends were cheering, whooping and laughing in wild chorus. It laughs again in the evening as the sun sets, but not so long or so loudly. It is the largest of the kingfisher family, with a blue body, blue, insects and crabs, as well as fish. In captivity it eats raw meat mixed with carrots and other vegetables."

After listening to the description nobody asked Mr. Johnson why he gave the laughing jackass to the city.

## HARTFORD DEFIES LAW ON DAYLIGHT SAVING

Legislature May Declare City Is in Rebellion.

Special Despatch to THE NEW YORK HERALD, Hartford, Conn., April 25.—With the exception of a few business houses and banks, daylight saving by "common consent" went into effect today in this city and in numerous other communities of the State in spite of a law passed by the State Legislature prohibiting an advance of time by local ordinance. Many business concerns in the State which did not advance the clock circumvented the State law by opening their factories and places of business one hour earlier than usual.

Much interest is attached to the convening of the Legislature to-morrow, when it is expected to have before it a resolution declaring the city of Hartford in rebellion because Mayor Brainard issued a statement suggesting the observance of daylight saving. Representative A. R. Wadsworth, sponsor of the resolution on which the Legislature is expected to act.

In New Haven standard time prevailed for the most part officially and in general practice. All classes at Yale University were advanced an hour.

## U. S. AGENTS DECEIVED AS TO OIL CONCESSIONS

British Ownership in Costa Rica Concealed.

Special Despatch to THE NEW YORK HERALD, Washington, D. C., April 25.

Constant efforts have been made to deceive the representatives of the United States Government by officials of the company which has obtained the Amory oil concession in Costa Rica as to the ownership of the concession. The fact that British interests actually control it has become known only recently, and the information came to this Government by indirect channels.

These facts are explained in a report which the State Department has prepared and which was submitted today to the Senate Foreign Relations Committee by President Harding in answer to the committee's request.

According to information contained in the report the real ownership of the concession given by the unrecognized Tinoco Government was disclosed in an address to the shareholders of the British controlled oil fields limited, by its president, D. Elliott Alives.

## HOUSE GETS BUDGET BILL WILSON VETOED

Representatives Plan to Pass Measure Next Week.

Special Despatch to THE NEW YORK HERALD, Washington, D. C., April 25.

The bill establishing a budget system in the executive departments was again reported to the House today in virtually the same form in which it was vetoed by former President Wilson.

Included in the provision giving to Congress the right to remove the Comptroller-General, who will be the new auditing officer of the Government. It was this section which caused Mr. Wilson to veto the bill on the ground that it was a Congressional infringement of the rights of the Executive to appoint and remove men in this branch of the Government.

Republican House leaders have received assurances that the section is not objectionable to President Harding. This officer can be removed only by impeachment or by a concurrent resolution charging inefficiency, neglect of duty, felony or moral turpitude, which must be preceded by a hearing. Plans are to pass the bill through the House next week.

"RELATIVITY" BEATS HARDING. President Confesses He Falls to Grasp Einstein Theory.

WASHINGTON, April 25.—The theory of relativity of matter, which got into Senate debate recently, with assertions by Senators Boies Penrose, John Sharp Williams and others that they didn't understand it, also has vanquished President Harding.

Its originator, Dr. Albert Einstein, called on Mr. Harding today with a delegation from the National Academy of Sciences. At the group posed before a camera the President confessed that he too failed to grasp the relativity idea.

## TENANT GETS TAX BOARD JOB.

Special Despatch to THE NEW YORK HERALD, Albany, April 25.

Horace G. Tenant, a well known Schenectady county Republican, was appointed today as secretary to the new State Tax Commission. He has been connected with the tax department for several years and for twelve years previous was a second deputy in the office of the Secretary of State. The salary in his new position is \$4,000 a year.

## SOLDIERS AT CIRCUS NEVER MISS FREAKS

Temperamental Zip's Effort to Crab Special Performance Proves a Fizzle.

## BELLEVUE'S TURN NEXT

Patients To-morrow Will Witness Performance Postponed by Rain.

Probably none of the 7,000 wounded and disabled ex-service men from the hospitals and vocational training schools about the city who were guests of the Ringling Bros. & Barnum & Bailey Circus management at a special performance in Madison Square Garden yesterday morning attached any special significance to the absence of the entire congress of human oddities from the show. It would not naturally occur to a former soldier or sailor that Zip, or any one else for that matter, would deliberately try to crab the party and, for a time, persistent denial was made by Dexter Fowles, publicist, that such was the regrettable fact.

Eventually, however, Mr. Fowles came to see that, in justice to every one, the situation was one which demanded the fullest explanation. It appears, according to Mr. Fowles, that the circus management has been negotiating recently for an unusually rare animal seldom seen in captivity (he declined to be more specific upon this point) and that the performance for the wounded has been postponed several times in hope of the arrival of the creature. When it became definitely known that the negotiations had fallen through the date was fixed for yesterday.

A notice was posted in the dressing room notifying performers that no one was obligated to appear, but every man and woman volunteered to do so and "id. Mr. Fowles says he had no idea how Zip learned the date for yesterday's affair had been changed once or twice because of the expected arrival from Labrador, but that he did and that immediately there was trouble.

"If you don't think," said the temperamental Zip with a toss of his head, "that this show is good enough for anybody without waiting for anything, why you can count me out."

"Me, too," echoed Clio, the wildman, who Mr. Fowles says is completely under Zip's influence.

Although all the other strange people announced that they would be only too glad to drop around to the Garden for the special performance yesterday afternoon, Mr. Fowles wouldn't have it.

He wanted to teach Zip and Clio a lesson, he said, so he decided to do away with the whole works—until the regular matinee, of course. Mr. Fowles says he has it from Wee Wee, the midget, and George Auger, the giant, and others that Zip really feels badly about it now.

It was the third year that the circus has entertained the disabled service men. The Knights of Columbus brought them from the hospitals and schools in motor buses and then sent them home again after everything was over. The arrangements were all made by the Federal Board for Vocational Education. Another special performance will be given at Bellevue Hospital to-morrow forenoon. It was to have taken place last Thursday, but was postponed because of rain.

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